

State of Arizona
Senate
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 172

SENATE BILL 1098

AN ACT

AMENDING SECTIONS 32-2001, 32-2003, 32-2021, 32-2022, 32-2023, 32-2024, 32-2025, 32-2026, 32-2027, 32-2028, 32-2029, 32-2041, 32-2042, 32-2043, 32-2044, 32-2045, 32-2046, 32-2047, 32-2048, 32-2049, 32-2050 AND 32-2051, ARIZONA REVISED STATUTES; RELATING TO THE BOARD OF PHYSICAL THERAPY.

(TEXT OF BILL BEGINS ON NEXT PAGE)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Section 32-2001, Arizona Revised Statutes, is amended to read:

32-2001. Definitions

In this chapter, unless the context otherwise requires:

1. "Assistive personnel" includes physical therapist assistants and physical therapy aides and other assistive personnel who are trained or educated health care providers and who are not physical therapist assistants or physical therapy aides but who perform specific designated tasks related to physical therapy under the supervision of a physical therapist. At the discretion of the supervising physical therapist, and if properly credentialed and not prohibited by any other law, other assistive personnel may be identified by the title specific to their training or education. This paragraph does not apply to personnel assisting other health care professionals licensed pursuant to this title in the performance of delegable treatment responsibilities within their scope of practice.

2. "Board" means the board of physical therapy.

3. "INTERIM PERMIT" MEANS A PERMIT ISSUED BY THE BOARD THAT ALLOWS A PERSON TO PRACTICE AS A PHYSICAL THERAPIST IN THIS STATE OR TO WORK AS A PHYSICAL THERAPIST ASSISTANT FOR A SPECIFIC PERIOD OF TIME AND UNDER CONDITIONS PRESCRIBED BY THE BOARD BEFORE THAT PERSON IS ISSUED A LICENSE OR CERTIFICATE

~~3.~~ 4. "Manual therapy techniques" means a broad group of passive interventions in which physical therapists use their hands to administer skilled movements designed to modulate pain, increase joint range of motion, reduce or eliminate soft tissue swelling, inflammation, or restriction, induce relaxation, improve contractile and noncontractile tissue extensibility, and improve pulmonary function. These interventions involve a variety of techniques, such as the application of graded forces.

~~4.~~ 5. "On-site supervision" means that the supervising physical therapist is on site and is present in the facility or on the campus where assistive personnel or a holder of an interim permit are IS performing services, is immediately available to assist the person being supervised in the services being performed and maintains continued involvement in appropriate aspects of each treatment session in which a component of treatment is delegated to ~~assistive personnel~~.

~~5.~~ 6. "Physical therapist" means a person who is licensed pursuant to this chapter.

~~6.~~ 7. "Physical therapist assistant" means a person who meets the requirements of this chapter for certification and who performs physical therapy procedures and related tasks that have been selected and delegated by the supervising physical therapist.

~~7.~~ 8. "Physical therapy" means the care and services provided by or under the direction and supervision of a physical therapist who is licensed pursuant to this chapter.

1 ~~8-~~ 9. "Physical therapy aide" means a person who is trained under the
2 direction of a physical therapist and who performs designated and supervised
3 routine physical therapy tasks.

4 ~~9-~~ 10. "Practice of physical therapy" means:

5 (a) Examining, evaluating and testing persons who have mechanical,
6 physiological and developmental impairments, functional limitations and
7 disabilities or other health and movement related conditions in order to
8 determine a diagnosis, a prognosis and a plan of therapeutic intervention and
9 to assess the ongoing effects of intervention.

10 (b) Alleviating impairments and functional limitations by MANAGING,
11 designing, implementing and modifying therapeutic interventions including:

12 (i) Therapeutic exercise.

13 (ii) Functional training in self-care and in home, community or work
14 reintegration.

15 (iii) Manual therapy techniques.

16 (iv) Therapeutic massage.

17 (v) Assistive and adaptive orthotic, prosthetic, protective and
18 supportive devices and equipment.

19 (vi) Pulmonary hygiene.

20 (vii) Debridement and wound care.

21 (viii) Physical agents or modalities.

22 (ix) Mechanical and electrotherapeutic modalities.

23 (x) Patient related instruction.

24 (c) Reducing the risk of injury, impairments, functional limitations
25 and disability by means that include promoting and maintaining a person's
26 fitness, health and quality of life.

27 (d) Engaging in administration, consultation, education and research.

28 ~~10-~~ 11. "Restricted certificate" means a certificate on which the
29 board has placed any restrictions as the result of a disciplinary action.

30 ~~11-~~ 12. "Restricted license" means a license on which the board places
31 restrictions or conditions, or both, as to the scope of practice, place of
32 practice, supervision of practice, duration of licensed status or type or
33 condition of a patient to whom the licensee may provide services.

34 Sec. 2. Section 32-2003, Arizona Revised Statutes, is amended to read:

35 32-2003. Board duties

36 The board shall:

37 1. Evaluate the qualifications of applicants for licensure and
38 certification.

39 2. Provide for national examinations for physical therapists and
40 physical therapist assistants and adopt passing scores for these
41 examinations.

42 3. Issue licenses, permits and certificates to persons who meet the
43 requirements of this chapter.

44 4. Regulate the practice of physical therapy by interpreting and
45 enforcing this chapter.

1 5. Adopt and revise rules to enforce this chapter.

2 6. Meet at least once each quarter in compliance with the open meeting
3 requirements of title 38, chapter 3, article 3.1 and keep an official record
4 of these meetings.

5 7. Establish requirements THE MECHANISMS for assessing continuing
6 PROFESSIONAL competence OF PHYSICAL THERAPISTS TO ENGAGE IN THE PRACTICE OF
7 PHYSICAL THERAPY AND THE COMPETENCE OF PHYSICAL THERAPIST ASSISTANTS TO WORK
8 IN THE FIELD OF PHYSICAL THERAPY.

9 8. At its first regular meeting after the start of each calendar year,
10 elect officers from among its members and as necessary to accomplish board
11 business.

12 9. Provide for the timely orientation and training of new professional
13 and public appointees to the board regarding board licensing and disciplinary
14 procedures, this chapter, board rules and board procedures.

15 10. Maintain a current list of all persons regulated under this
16 chapter. This list shall include the person's name, current business and
17 residential addresses, telephone numbers and license or certificate number.

18 11. Employ necessary personnel to carry out the administrative work of
19 the board. Board personnel are eligible to receive compensation pursuant to
20 section 38-611.

21 12. Enter into contracts for services necessary for adequate
22 enforcement of this chapter.

23 13. Report final disciplinary action taken against a licensee or a
24 certificate holder to a national disciplinary ~~data base~~ DATABASE recognized
25 by the board.

26 14. Publish, at least annually, final disciplinary actions taken
27 against a licensee or a certificate holder.

28 15. Publish, at least annually, board rulings, opinions and
29 interpretations of statutes or rules in order to guide persons regulated
30 pursuant to this chapter.

31 16. Not later than December 31 of each year, submit a written report
32 of its actions and proceedings to the governor.

33 17. ESTABLISH AND COLLECT FEES.

34 18. PROVIDE INFORMATION TO THE PUBLIC REGARDING THE BOARD, ITS
35 PROCESSES AND CONSUMER RIGHTS.

36 Sec. 3. Section 32-2021, Arizona Revised Statutes, is amended to read:

37 32-2021. Persons and activities not required to be licensed

38 A. This chapter does not restrict a person who is licensed under any
39 other law of this state from engaging in the profession or practice for which
40 that person is licensed if that person does not claim to be a physical
41 therapist or a provider of physical therapy.

42 B. This chapter does not restrict the use of physical agents,
43 modalities or devices by persons qualified under this title to personally
44 render or delegate the use of this treatment.

~~C. This chapter does not prohibit an athletic trainer certified by a national athletic trainers' association approved by the board from providing athletic training services to participating athletes of an educational institution or a professional or bona fide amateur sports organization at the institution's or organization's athletic training facility or at the site of athletic practice or competition.~~

D. C. The following persons are exempt from the licensure requirements of this chapter:

~~1. A person who is pursuing a course of study leading to a degree as a physical therapist in a professional education program approved by the board if that person is satisfying supervised clinical education requirements related to the person's physical therapy education while under on-site supervision of a licensed physical therapist.~~

1. A PERSON IN A PROFESSIONAL EDUCATION PROGRAM APPROVED BY THE BOARD WHO IS SATISFYING SUPERVISED CLINICAL EDUCATION REQUIREMENTS RELATED TO THE PERSON'S PHYSICAL THERAPIST OR PHYSICAL THERAPIST ASSISTANT EDUCATION WHILE UNDER THE ON-SITE SUPERVISION OF A PHYSICAL THERAPIST.

2. A physical therapist who is practicing OR A PHYSICAL THERAPIST ASSISTANT WHO IS WORKING in the United States armed services, United States public health service or veterans administration pursuant to federal regulations for state licensure of health care providers.

3. A physical therapist who is licensed in another jurisdiction of the United States or a foreign educated physical therapist credentialed in another country if that person is performing physical therapy in connection with teaching or participating in an educational seminar for not more than sixty days in any twelve month period.

4. A PHYSICAL THERAPIST WHO IS LICENSED IN ANOTHER JURISDICTION OF THE UNITED STATES OR WHO IS CREDENTIALLED IN ANOTHER COUNTRY IF THAT PERSON BY CONTRACT OR EMPLOYMENT IS PROVIDING PHYSICAL THERAPY TO PERSONS WHO ARE AFFILIATED WITH OR EMPLOYED BY ESTABLISHED ATHLETIC TEAMS, ATHLETIC ORGANIZATIONS OR PERFORMING ARTS COMPANIES TEMPORARILY PRACTICING, COMPETING OR PERFORMING IN THIS STATE FOR NOT MORE THAN SIXTY DAYS IN A CALENDAR YEAR.

5. A PHYSICAL THERAPIST WHO IS LICENSED IN ANOTHER JURISDICTION OF THE UNITED STATES AND WHO ENTERS THIS STATE TO PROVIDE PHYSICAL THERAPY TO VICTIMS OF A DECLARED LOCAL, STATE OR NATIONAL DISASTER OR EMERGENCY. THIS EXEMPTION APPLIES FOR THE DURATION OF THE DECLARED EMERGENCY BUT NOT LONGER THAN SIXTY DAYS. THE PHYSICAL THERAPIST MUST ALSO REGISTER WITH THE BOARD BEFORE PRACTICING.

Sec. 4. Section 32-2022, Arizona Revised Statutes, is amended to read:

32-2022. Qualifications for licensure and certification

A. An applicant for a license as a physical therapist WHO HAS BEEN EDUCATED IN THE UNITED STATES shall:

1. Be of good moral character.

2. Have completed COMPLETE the application process.

1 3. Be a graduate of a professional physical therapy education program
2 accredited by a national accreditation agency approved by the board.

3 4. Have successfully passed the national examination approved by the
4 board.

5 5. Have successfully passed a jurisprudence examination that tests the
6 applicant's knowledge of board statutes and rules.

7 B. An applicant for a license as a physical therapist who has been
8 educated outside of the United States shall:

9 1. Be of good moral character.

10 2. ~~Have completed~~ COMPLETE the application process.

11 3. Provide satisfactory evidence that the applicant's education is
12 substantially equivalent to the requirements of physical therapists educated
13 in accredited educational programs as determined by the board. If the board
14 determines that a foreign educated applicant's education is not substantially
15 equivalent it may require the person to complete additional course work
16 before it proceeds with the application process. IT IS NOT NECESSARY THAT
17 COURSEWORK COMPLETED BY THE APPLICANT BE IDENTICAL IN ALL RESPECTS TO THAT
18 REQUIRED BY AN EDUCATION PROGRAM IN THE UNITED STATES FOR AN ENTRY LEVEL
19 PHYSICAL THERAPY DEGREE, BUT ALL REQUIRED CONTENT AREAS MUST BE EVIDENT AS
20 REQUIRED BY BOARD RULES. DEFICIENCIES MAY OCCUR ONLY IN COURSEWORK AND NOT
21 IN ESSENTIAL AREAS OF PROFESSIONAL EDUCATION AND SHALL NOT BE OF A MAGNITUDE
22 THAT WOULD CAUSE THE EDUCATION TO BE DEEMED BELOW ENTRY LEVEL PREPARATION FOR
23 PRACTICE IN THIS STATE.

24 4. ~~Provide written proof that the applicant's school of physical~~
25 ~~therapy education is recognized by its own ministry of education.~~

26 5. 4. Provide written proof of LEGAL authorization to practice as a
27 physical therapist without limitation in the country where the professional
28 education occurred.

29 6. 5. Provide proof of legal authorization to reside and seek
30 employment in the United States or its territories.

31 7. ~~Have the applicant's educational credentials evaluated by a board~~
32 ~~approved credential evaluation agency.~~

33 8. 6. Have passed the board approved English proficiency examinations
34 if the applicant's native language is not English.

35 9. 7. Have participated in an interim supervised clinical practice
36 period before licensure AS APPROVED BY THE BOARD OR SHALL HAVE ALREADY MET
37 THIS REQUIREMENT TO THE BOARD'S SATISFACTION BY VIRTUE OF THE APPLICANT'S
38 CLINICAL PRACTICE IN ANOTHER JURISDICTION OF THE UNITED STATES.

39 10. 8. Have successfully passed the national examination approved by
40 the board.

41 11. 9. Have successfully passed a jurisprudence examination that tests
42 the applicant's knowledge of board statutes and rules.

43 C. Notwithstanding the requirements of subsection B, if the foreign
44 educated physical therapist applicant is a graduate of an accredited

1 educational program as determined by the board, the board may waive the
2 requirements of subsection B, paragraphs 3, 4, AND 7 and 9.

3 D. An applicant for certification as a physical therapist assistant
4 shall meet the following requirements:

- 5 1. Be of good moral character.
- 6 2. Have completed COMPLETE the application process.
- 7 3. Be a graduate of a physical therapist assistant education program
8 accredited by an agency approved by the board.
- 9 4. Have successfully passed the national examination approved by the
10 board.
- 11 5. Have successfully passed a jurisprudence examination that tests the
12 applicant's knowledge of board statutes and rules.

13 E. FOR THE PURPOSES OF SUBSECTION B, PARAGRAPH 3, "SUBSTANTIALLY
14 EQUIVALENT" MEANS THAT THE APPLICANT PROVIDES DOCUMENTATION SATISFACTORY TO
15 THE BOARD THAT:

- 16 1. THE APPLICANT GRADUATED FROM A PHYSICAL THERAPIST EDUCATION PROGRAM
17 THAT PREPARES THE APPLICANT TO ENGAGE WITHOUT RESTRICTION IN THE PRACTICE OF
18 PHYSICAL THERAPY.
- 19 2. THE APPLICANT'S SCHOOL OF PHYSICAL THERAPY EDUCATION IS RECOGNIZED
20 BY ITS OWN MINISTRY OF EDUCATION. THE BOARD MAY WAIVE THIS REQUIREMENT FOR
21 GOOD CAUSE SHOWN.
- 22 3. THE APPLICANT HAS UNDERGONE A CREDENTIALS EVALUATION AS DIRECTED
23 BY THE BOARD THAT DETERMINES THAT THE APPLICANT HAS MET UNIFORM CRITERIA FOR
24 EDUCATIONAL REQUIREMENTS PURSUANT TO BOARD RULES.
- 25 4. THE APPLICANT HAS COMPLETED ANY ADDITIONAL EDUCATION REQUIRED BY
26 THE BOARD.

27 Sec. 5. Section 32-2023, Arizona Revised Statutes, is amended to read:
28 32-2023. Application; denial; hearing

29 A. An applicant for licensure or certification shall file a completed
30 application as required by the board. The applicant shall include THE
31 application and examination fees as FEE prescribed in section 32-2029.

32 ~~B. The board may return an application with a statement of~~
33 ~~deficiencies. On request of an applicant who disagrees with the statement~~
34 ~~the board shall hold a hearing pursuant to title 41, chapter 6, article 10.~~

35 B. IF THE BOARD DENIES AN APPLICATION BECAUSE OF DEFICIENCIES IN AN
36 APPLICATION, THE BOARD MUST INFORM AN APPLICANT OF THOSE SPECIFIC
37 DEFICIENCIES. ON RECEIPT OF A WRITTEN REQUEST BY AN APPLICANT WHO DISAGREES
38 WITH THE BOARD'S DECISION TO DENY AN APPLICATION, THE BOARD SHALL HOLD A
39 HEARING PURSUANT TO TITLE 41, CHAPTER 6, ARTICLE 10.

40 Sec. 6. Section 32-2024, Arizona Revised Statutes, is amended to read:
41 32-2024. Examinations

42 A. The board shall conduct PRESCRIBE examinations in this state at
43 ~~least quarterly at a time and place prescribed by the board. The board shall~~
44 FOR LICENSURE AND CERTIFICATION AND determine the passing score.

1 B. An applicant may take the examination for licensure after the
2 ~~application process has been completed~~ IF THE APPLICANT HAS MET ALL OF THE
3 REQUIREMENTS OF SECTION 32-2022, SUBSECTION A OR B AND HAS PAID THE FEES
4 PRESCRIBED BY THIS CHAPTER. The national examination shall test entry level
5 competency related to physical therapy theory, examination and evaluation,
6 diagnosis, prognosis, treatment intervention, prevention and consultation.

7 C. An applicant may take the examination for certification after the
8 ~~application process has been completed~~ IF THE APPLICANT HAS MET ALL OF THE
9 REQUIREMENTS OF SECTION 32-2022, SUBSECTION D AND HAS PAID THE FEES
10 PRESCRIBED BY THIS CHAPTER. The national examination shall test for
11 requisite knowledge and skills in the technical application of physical
12 therapy services.

13 D. An applicant for licensure or certification who does not pass the
14 examination after the first attempt may retake the examination one additional
15 time within six months after the first failure without reapplication for
16 licensure or certification. ~~Before the board may approve an applicant for~~
17 ~~subsequent testing beyond two attempts, an applicant shall reapply for~~
18 ~~licensure or certification and shall demonstrate evidence satisfactory to the~~
19 ~~board of having successfully completed additional clinical training or course~~
20 ~~work, or both, as determined by the board.~~ AN APPLICANT MAY RETAKE THE
21 EXAMINATION AS PRESCRIBED BY THE ORGANIZATION THAT ADMINISTERS THE
22 EXAMINATION.

23 E. The board shall not issue a license or certificate to a person who
24 passes an examination through fraud.

25 Sec. 7. Section 32-2025, Arizona Revised Statutes, is amended to read:
26 32-2025. Interim permits

27 A. If a foreign educated applicant satisfies the requirements of
28 section 32-2022, subsection B, before the board issues a license it shall
29 issue an interim permit to the applicant for the purpose of participating in
30 a supervised clinical practice period. An applicant who fails the national
31 examination is not eligible for an interim permit until the applicant passes
32 the examination.

33 B. IF AN APPLICANT WHO HAS BEEN EDUCATED IN THE UNITED STATES
34 SATISFIES THE REQUIREMENTS OF SECTION 32-2022, SUBSECTION A OR D, BUT THE
35 BOARD DETERMINES THAT THERE IS EVIDENCE THAT THE APPLICANT LACKS THE
36 COMPETENCE TO PRACTICE AS A PHYSICAL THERAPIST OR WORK AS A PHYSICAL
37 THERAPIST ASSISTANT, THE BOARD SHALL ISSUE AN INTERIM PERMIT TO THE APPLICANT
38 TO ALLOW THAT PERSON TO PARTICIPATE IN A SUPERVISED CLINICAL PRACTICE.

39 ~~B.~~ C. The board may issue an interim permit for at least ninety days
40 but not more than six months.

41 ~~C.~~ D. An interim permit holder shall complete, to the satisfaction
42 of the board, a period of clinical practice in a facility approved by the
43 board and under the continuous and on-site supervision of a physical
44 therapist who holds an unrestricted license issued pursuant to this chapter.

1 ~~D. An interim permit is immediately revoked when the board notifies~~
2 ~~an interim permit holder that the permit holder has failed the licensing~~
3 ~~examination.~~

4 E. At any time during an interim supervised clinical practice period,
5 the board may revoke an interim permit because of the permit holder's
6 incompetence or for a violation of this chapter. PURSUANT TO TITLE 41,
7 CHAPTER 6, ARTICLE 10, the board shall hold a hearing on request of a permit
8 holder whose permit is revoked.

9 Sec. 8. Section 32-2026, Arizona Revised Statutes, is amended to read:
10 32-2026. Licensure or certification by endorsement

11 A. The board shall issue a license to a physical therapist who has a
12 valid unrestricted license from another jurisdiction of the United States if
13 that person, when granted the license, met all OF THE requirements prescribed
14 in section 32-2022, subsection A or B and any applicable board rules.

15 B. THE BOARD SHALL ISSUE A CERTIFICATE TO A PHYSICAL THERAPIST
16 ASSISTANT WHO HAS A VALID UNRESTRICTED LICENSE OR CERTIFICATE FROM ANOTHER
17 JURISDICTION OF THE UNITED STATES IF THAT PERSON, WHEN GRANTED THE LICENSE
18 OR CERTIFICATE, MEETS ALL OF THE REQUIREMENTS PRESCRIBED IN SECTION 32-2022,
19 SUBSECTION D AND ANY APPLICABLE BOARD RULES.

20 Sec. 9. Section 32-2027, Arizona Revised Statutes, is amended to read:
21 32-2027. License or certificate renewal

22 A. A licensee or certificate holder shall renew the license or
23 certificate pursuant to board rules. A licensee or certificate holder who
24 fails to renew the license or certificate on or before its expiration date
25 shall not practice as a physical therapist or work as a physical therapist
26 assistant in this state.

27 ~~B. Each licensee and certificate holder is responsible for reporting~~
28 ~~to the board a name change and changes in business and home addresses within~~
29 ~~thirty days after the change.~~

30 Sec. 10. Section 32-2028, Arizona Revised Statutes, is amended to
31 read:

32 32-2028. Reinstatement of license or certificate

33 A. The board may reinstate a lapsed license or certificate on payment
34 of a renewal fee and reinstatement fee AND COMPLETION OF THE APPLICATION
35 PROCESS AS PRESCRIBED BY THE BOARD.

36 B. If a person's license OR CERTIFICATE has lapsed for more than three
37 consecutive years that person shall reapply for a license OR CERTIFICATE
38 PURSUANT TO SECTION 32-2022 OR 32-2026 and pay all applicable fees. The
39 person shall also demonstrate to the board's satisfaction competency in the
40 practice of physical therapy or shall serve an internship under a restricted
41 license or take remedial courses as determined by the board, or both, at the
42 board's discretion. The board may also require the applicant to take an
43 examination. THE PERSON MUST ALSO DEMONSTRATE TO THE BOARD'S SATISFACTION
44 COMPETENCY BY SATISFYING ONE OR MORE OF THE FOLLOWING AS PRESCRIBED BY THE
45 BOARD:

- 1 1. PRACTICING FOR A SPECIFIED TIME UNDER AN INTERIM PERMIT.
- 2 2. COMPLETING REMEDIAL COURSES.
- 3 3. COMPLETING CONTINUING COMPETENCE REQUIREMENTS FOR THE PERIOD OF THE
- 4 LAPSED LICENSE.

- 5 4. PASSING AN EXAMINATION.

6 Sec. 11. Section 32-2029, Arizona Revised Statutes, is amended to
7 read:

8 32-2029. Fees

9 The board shall establish and collect fees of not more than:

- 10 1. Three hundred dollars for an application for an original license
- 11 or certificate. This fee is nonrefundable.

- 12 ~~2. Five hundred dollars for an examination for licensure or~~
- 13 ~~certification.~~

- 14 ~~3.~~ 2. Three hundred dollars for a certificate of renewal of a license
- 15 or certificate.

- 16 ~~4.~~ 3. Three hundred dollars for an application for reinstatement of
- 17 licensure.

- 18 ~~5.~~ 4. Fifty dollars for each duplicate license or certificate.

19 Sec. 12. Section 32-2041, Arizona Revised Statutes, is amended to
20 read:

21 32-2041. Lawful practice

22 A. A physical therapist shall refer a client to appropriate health
23 care practitioners if the physical therapist has reasonable cause to believe
24 symptoms or conditions are present that require services beyond the scope of
25 practice and OR if physical therapy is contraindicated.

26 B. A physical therapist shall adhere to the recognized standards of
27 ethics of the physical therapy profession and as further established by rule.

28 ~~C. This chapter does not authorize a physical therapist to practice~~
29 ~~any other profession regulated under this title. However, a physical~~
30 ~~therapist licensed pursuant to this chapter may practice physical therapy as~~
31 ~~defined in section 32-2001.~~

32 C. A PHYSICAL THERAPIST LICENSED UNDER THIS CHAPTER SHALL PRACTICE
33 PHYSICAL THERAPY AS PRESCRIBED BY THIS CHAPTER.

34 Sec. 13. Section 32-2042, Arizona Revised Statutes, is amended to
35 read:

36 32-2042. Use of titles; restrictions; violation; classification

37 A. A physical therapist shall use the letters "P.T." in connection
38 with the physical therapist's name or place of business to denote licensure
39 under this chapter.

40 B. A physical therapist assistant shall use the letters "P.T.A." in
41 connection with that person's name to denote certification pursuant to this
42 chapter.

43 C. A person or business entity or its employees, agents or
44 representatives shall not use in connection with that person's name or the
45 name or activity of the business the words "physical therapy", "physical

1 therapist", "physiotherapy", "physiotherapist" or "registered physical
2 therapist", the letters "P.T.", "L.P.T.", "R.P.T.", "M.P.T." or "D.P.T." or
3 any other words, abbreviations or insignia indicating or implying directly
4 or indirectly that physical therapy is provided or supplied, including the
5 billing of services labeled as physical therapy, unless these services are
6 provided by or under the direction of a physical therapist licensed pursuant
7 to this chapter. A person or entity that violates this subsection is guilty
8 of a class 1 misdemeanor.

9 D. A PERSON OR BUSINESS ENTITY SHALL NOT ADVERTISE, BILL OR OTHERWISE
10 PROMOTE A PERSON WHO IS NOT LICENSED PURSUANT TO THIS CHAPTER AS BEING A
11 PHYSICAL THERAPIST OR OFFERING PHYSICAL THERAPY SERVICES.

12 E. A person shall not use the title "physical therapist assistant"
13 or use the letters "P.T.A." in connection with that person's name or any
14 other words, abbreviations or insignia indicating or implying directly or
15 indirectly that the person is a physical therapist assistant unless that
16 person is certified as a physical therapist assistant pursuant to this
17 chapter. A person who violates this subsection is guilty of a class 1
18 misdemeanor.

19 Sec. 14. Section 32-2043, Arizona Revised Statutes, is amended to
20 read:

21 32-2043. Supervision; patient care management

22 A. A physical therapist is responsible for patient care given by
23 assistive personnel under the physical therapist's supervision. A physical
24 therapist may delegate to assistive personnel and supervise selected acts,
25 tasks or procedures that fall within the scope of physical therapy practice
26 but that do not exceed the education or training of the assistive personnel.

27 B. A physical therapist assistant shall function under the on-site
28 supervision of a licensed physical therapist and as prescribed by board
29 rules.

30 C. A physical therapy aide and other assistive personnel shall perform
31 ~~patient care activities~~ DESIGNATED ROUTINE TASKS only under the on-site
32 supervision of a licensed physical therapist WHO IS PRESENT IN THE FACILITY.

33 D. A LICENSED PHYSICAL THERAPIST MUST PROVIDE ON-SITE SUPERVISION OF
34 AN INTERIM PERMIT HOLDER.

35 E. A PHYSICAL THERAPIST STUDENT AND A PHYSICAL THERAPIST ASSISTANT
36 STUDENT MUST PRACTICE UNDER THE ON-SITE SUPERVISION OF A LICENSED PHYSICAL
37 THERAPIST.

38 F. A PHYSICAL THERAPIST IS RESPONSIBLE FOR MANAGING ALL ASPECTS OF THE
39 PHYSICAL THERAPY CARE OF EACH PATIENT. A PHYSICAL THERAPIST MUST PROVIDE:

40 1. THE INITIAL EVALUATION AND DOCUMENTATION FOR A PATIENT.

41 2. PERIODIC REEVALUATION AND DOCUMENTATION OF A PATIENT.

42 3. THE DOCUMENTED DISCHARGE OF A PATIENT, INCLUDING THE RESPONSE TO
43 THERAPEUTIC INTERVENTION AT THE TIME OF DISCHARGE.

1 G. A PHYSICAL THERAPIST MUST VERIFY THE QUALIFICATIONS OF PHYSICAL
2 THERAPIST ASSISTANTS AND OTHER ASSISTIVE PERSONNEL UNDER THE PHYSICAL
3 THERAPIST'S DIRECTION AND SUPERVISION.

4 H. FOR EACH PATIENT ON EACH DATE OF SERVICE, A PHYSICAL THERAPIST MUST
5 PROVIDE AND DOCUMENT ALL OF THE THERAPEUTIC INTERVENTION THAT REQUIRES THE
6 EXPERTISE OF A PHYSICAL THERAPIST AND MUST DETERMINE THE USE OF PHYSICAL
7 THERAPIST ASSISTANTS AND OTHER ASSISTIVE PERSONNEL TO ENSURE THE DELIVERY OF
8 CARE THAT IS SAFE, EFFECTIVE AND EFFICIENT. DOCUMENTATION FOR EACH DATE OF
9 SERVICE MUST BE AS PRESCRIBED BY THE BOARD BY RULE.

10 I. A PHYSICAL THERAPIST ASSISTANT MUST DOCUMENT CARE PROVIDED BUT MAY
11 DO SO WITHOUT THE CO-SIGNATURE OF THE SUPERVISING PHYSICAL THERAPIST IF THE
12 PHYSICAL THERAPIST COMPLIES WITH THE REQUIREMENTS OF SUBSECTIONS G AND H.

13 J. A PHYSICAL THERAPIST'S RESPONSIBILITY FOR PATIENT CARE MANAGEMENT
14 INCLUDES ACCURATE DOCUMENTATION AND BILLING OF THE SERVICES PROVIDED.

15 Sec. 15. Section 32-2044, Arizona Revised Statutes, is amended to
16 read:

17 32-2044. Grounds for disciplinary action

18 The following are grounds for disciplinary action:

19 ~~1. Practicing physical therapy in violation of this chapter or rules~~
20 ~~adopted pursuant to this chapter.~~

21 1. VIOLATING THIS CHAPTER, BOARD RULES OR A WRITTEN BOARD ORDER.

22 2. Practicing or offering to practice beyond the scope of the practice
23 of physical therapy.

24 3. Obtaining or attempting to obtain a license or certificate by fraud
25 or misrepresentation.

26 4. Engaging in the performance of substandard care by a physical
27 therapist due to a deliberate or negligent act or failure to act regardless
28 of whether actual injury to the patient is established.

29 5. Engaging in the performance of substandard care by a physical
30 therapist assistant, including exceeding the authority to perform tasks
31 selected and delegated by the supervising licensee regardless of whether
32 actual injury to the patient is established.

33 6. Failing to supervise assistive personnel, PHYSICAL THERAPY STUDENTS
34 OR INTERIM PERMIT HOLDERS in accordance with this chapter and rules adopted
35 pursuant to this chapter.

36 7. Committing a felony, whether or not involving moral turpitude, or
37 a misdemeanor involving moral turpitude. In either case conviction by a
38 court of competent jurisdiction is conclusive evidence of the commission.

39 8. Practicing as a physical therapist or working as a physical
40 therapist assistant when physical or mental abilities are impaired by DISEASE
41 OR TRAUMA, BY the use of controlled substances or other habit-forming drugs,
42 chemicals or alcohol OR BY OTHER CAUSES.

43 9. Having had a license or certificate revoked or suspended or other
44 disciplinary action taken or an application for licensure or certification

1 refused, revoked or suspended by the proper authorities of another state,
2 territory or country.

3 10. Engaging in sexual misconduct. For the purpose PURPOSES of this
4 paragraph, "sexual misconduct" includes:

5 (a) Engaging in or soliciting sexual relationships, whether consensual
6 or nonconsensual, while a provider-patient relationship exists.

7 (b) Making sexual advances, requesting sexual favors or engaging in
8 other verbal conduct or physical contact of a sexual nature with patients.

9 (c) Intentionally viewing a completely or partially disrobed patient
10 in the course of treatment if the viewing is not related to patient diagnosis
11 or treatment under current practice standards.

12 11. Directly or indirectly requesting, receiving or participating in
13 the dividing, transferring, assigning, rebating or refunding of an unearned
14 fee or profiting by means of any credit or other valuable consideration such
15 as an unearned commission, discount or gratuity in connection with the
16 furnishing of physical therapy services. This paragraph does not prohibit
17 the members of any regularly and properly organized business entity
18 recognized by law and comprised of physical therapists from dividing fees
19 received for professional services among themselves as they determine
20 necessary to defray their joint operating expense.

21 12. Failing to adhere to the recognized standards of ethics of the
22 physical therapy profession.

23 13. Charging unreasonable or fraudulent fees for services performed or
24 not performed.

25 14. Making misleading, deceptive, untrue or fraudulent representations
26 in violation of this chapter OR IN THE PRACTICE OF THE PROFESSION.

27 15. Having been adjudged mentally incompetent by a court of competent
28 jurisdiction.

29 16. Aiding or abetting a person who is not licensed or certified in
30 this state and who directly or indirectly performs activities requiring a
31 license or certificate.

32 ~~17. Failing to report to the board any act or omission of a licensee,~~
33 ~~certificate holder or applicant or any other person who violates this~~
34 ~~chapter.~~

35 17. FAILING TO REPORT TO THE BOARD ANY DIRECT KNOWLEDGE OF AN
36 UNPROFESSIONAL, INCOMPETENT OR ILLEGAL ACT THAT APPEARS TO BE IN VIOLATION
37 OF THIS CHAPTER OR BOARD RULES.

38 18. Interfering with an investigation or disciplinary proceeding by
39 FAILING TO COOPERATE, BY wilful misrepresentation of facts or by the use of
40 threats or harassment against any patient or witness to prevent them THE
41 PATIENT OR WITNESS from providing evidence in a disciplinary proceeding or
42 any legal action.

43 19. Failing to maintain patient confidentiality without prior written
44 consent of the patient or unless otherwise required by law.

1 20. Failing to maintain adequate patient records. For the purposes of
2 this subsection, "adequate patient records" means legible records that COMPLY
3 WITH BOARD RULES AND THAT contain at a minimum an evaluation of objective
4 findings, a diagnosis, the plan of care, the treatment record, a discharge
5 summary and sufficient information to identify the patient.

6 21. Promoting an unnecessary device, treatment intervention or service
7 for the financial gain of the practitioner or of a third party.

8 22. Providing treatment intervention unwarranted by the condition of
9 the patient or treatment beyond the point of reasonable benefit.

10 ~~23. Violating this chapter, board rules or a written order of the~~
11 ~~board.~~

12 23. FAILING TO REPORT TO THE BOARD A NAME CHANGE OR A CHANGE IN
13 BUSINESS OR HOME ADDRESS WITHIN THIRTY DAYS AFTER THAT CHANGE.

14 Sec. 16. Section 32-2045, Arizona Revised Statutes, is amended to
15 read:

16 32-2045. Investigative powers; emergency action

17 A. To enforce this chapter the board may:

18 1. Receive complaints filed against licensees or certificate holders
19 and conduct a timely investigation.

20 2. Conduct an investigation at any time and on its own initiative
21 without receipt of a written complaint if the board has reason to believe
22 that there may be a violation of this chapter.

23 3. Issue subpoenas to compel the attendance of any witness or the
24 production of any documentation relative to a case.

25 4. Take emergency action ordering the summary suspension of a license
26 or certificate or the restriction of the licensee's practice or certificate
27 holder's employment pending proceedings by the board.

28 5. Require a licensee OR CERTIFICATE HOLDER to be examined in order
29 to determine the licensee's OR CERTIFICATE HOLDER'S mental, physical or
30 professional competence TO PRACTICE OR WORK IN THE FIELD OF PHYSICAL THERAPY.

31 B. If the board finds that the information received in a complaint or
32 an investigation is not of sufficient seriousness to merit direct action
33 against the licensee or certificate holder it may take either of the
34 following actions:

35 1. Dismiss the complaint if the board believes the information or
36 complaint is without merit.

37 ~~2. File a letter of concern. A letter of concern is a public document~~
38 ~~and may be used in future disciplinary actions against a licensee or~~
39 ~~certificate holder.~~

40 2. ISSUE AN ADVISORY LETTER. THE ISSUANCE OF AN ADVISORY LETTER IS A
41 NONDISCIPLINARY ACTION TO NOTIFY A LICENSEE OR CERTIFICATE HOLDER THAT, WHILE
42 THERE IS NOT SUFFICIENT EVIDENCE TO MERIT DISCIPLINARY ACTION, THE BOARD
43 BELIEVES THAT THE LICENSEE OR CERTIFICATE HOLDER SHOULD BE EDUCATED ABOUT THE
44 REQUIREMENTS OF THIS CHAPTER AND BOARD RULES. AN ADVISORY LETTER IS A PUBLIC

1 DOCUMENT AND MAY BE USED IN FUTURE DISCIPLINARY ACTIONS AGAINST A LICENSEE
2 OR CERTIFICATE HOLDER.

3 C. The board shall notify a licensee or certificate holder of a
4 complaint and the nature of the complaint within ninety days after receiving
5 the complaint.

6 D. Any person may submit a complaint regarding any licensee,
7 certificate holder or other person potentially in violation of this chapter.
8 Confidentiality shall be maintained subject to law.

9 E. The board shall keep confidential all information relating to the
10 receipt and investigation of complaints filed against licensees and
11 certificate holders until the information becomes public record or as
12 required by law.

13 Sec. 17. Section 32-2046, Arizona Revised Statutes, is amended to
14 read:

15 32-2046. Informal and formal hearings

16 A. The board may request an informal interview HEARING with a
17 licensee, a certificate holder or any unlicensed person in order to further
18 its investigation or to resolve a complaint.

19 B. If at an informal interview HEARING the board finds a violation of
20 this chapter has occurred that constitutes grounds for disciplinary action,
21 it may take any disciplinary actions prescribed in section 32-2047, paragraph
22 1, OR 2 or 3.

23 C. If the results of an informal interview HEARING indicate that
24 suspension, revocation or a civil penalty might be in order, the board shall
25 notify the subject of the investigation of the time and place for a hearing
26 pursuant to title 41, chapter 6, article 10.

27 D. In lieu of or in addition to an informal interview HEARING as
28 provided in subsection A of this section, the board may serve on a licensee
29 or a certificate holder a summons and complaint setting forth the grounds for
30 disciplinary action and notice of a hearing to be held before the board not
31 less than thirty days after the date of the notice. The notice shall state
32 the time and place of the hearing.

33 E. A motion for rehearing or review of the board's decision in a
34 disciplinary action shall be filed pursuant to title 41, chapter 6, article
35 10.

36 F. The service of a summons and complaint and the service of a
37 subpoena shall be as provided for service in civil cases.

38 G. If a person disobeys a subpoena the board may petition the superior
39 court for an order requiring appearance or the production of documents.

40 Sec. 18. Section 32-2047, Arizona Revised Statutes, is amended to
41 read:

42 32-2047. Disciplinary actions; penalties

43 On proof that any grounds prescribed in section 32-2044 have been
44 violated, the board may take the following disciplinary actions singly or in
45 combination:

1 1. Issue a decree of censure.

2 2. ~~Prescribe a licensee's scope of practice, place of practice or~~
3 ~~supervision of practice, the duration of a license or a certificate or the~~
4 ~~type or condition of patient or client served by a licensee or certificate~~
5 ~~holder. RESTRICT A LICENSE OR A CERTIFICATE. The board may require a~~
6 ~~licensee or certificate holder to report regularly to the board on matters~~
7 ~~related to the grounds for the restricted license or certificate.~~

8 3. Suspend a license or certificate for a period prescribed by the
9 board.

10 4. Revoke a license or certificate.

11 5. Refuse to issue or renew a license or certificate.

12 6. Impose a civil penalty of at least two hundred fifty dollars but
13 not more than ten thousand dollars for each violation of this chapter. In
14 addition the board may assess and collect the reasonable costs incurred in
15 a disciplinary hearing when action is taken against a person's license or
16 certificate.

17 7. Accept a voluntary surrendering of a license or certificate, IF
18 APPROVED BY THE BOARD.

19 Sec. 19. Section 32-2048, Arizona Revised Statutes, is amended to
20 read:

21 32-2048. Unlawful practice; classification; injunctive relief;
22 deposit of civil penalties

23 A. It is unlawful for any person to practice or in any manner to claim
24 to practice physical therapy or for a person to claim the designation of a
25 physical therapist unless that person is licensed pursuant to this chapter.
26 A person who engages in an activity requiring a license pursuant to this
27 chapter or who uses any word, title or representation in violation of section
28 32-2042 that implies that the person is licensed to engage in the practice
29 of physical therapy is guilty of a class 1 misdemeanor.

30 B. The board may investigate any person to the extent necessary to
31 determine if the person is engaged in the unlawful practice of physical
32 therapy. If an investigation indicates that a person may be practicing
33 physical therapy unlawfully, the board shall inform the person of the alleged
34 violation. The board may refer the matter for prosecution regardless of
35 whether the person ceases the unlawful practice of physical therapy.

36 C. The board, through the appropriate county attorney or the office
37 of the attorney general, may apply for injunctive relief in any court of
38 competent jurisdiction to enjoin any person from committing any act in
39 violation of this chapter. Injunction proceedings are in addition to, and
40 not in lieu of, all penalties and other remedies prescribed in this chapter.

41 ~~D. A person who aids or requires another person to directly or~~
42 ~~indirectly violate this chapter or board rules, who permits a license to be~~
43 ~~used by another person or who acts with the intent to violate this chapter~~
44 ~~or board rules is subject to a civil penalty of not more than one thousand~~
45 ~~dollars for each violation and not more than five thousand dollars for each~~

1 subsequent violation. The board shall hold a hearing before it imposes this
2 penalty.

3 E. D. The board shall deposit, pursuant to sections 35-146 and
4 35-147, all monies it collects from civil penalties pursuant to this chapter
5 in the state general fund.

6 Sec. 20. Section 32-2049, Arizona Revised Statutes, is amended to
7 read:

8 32-2049. Disclosure prohibition

9 A. ~~A person, licensee, corporation, insurance company, health care~~
10 ~~organization or health care facility and state or local governmental agencies~~
11 ~~shall report to the board any conviction, determination or finding that a~~
12 ~~licensee has committed an act that constitutes a violation of section~~
13 ~~32-2044.~~

14 B. ~~A person is immune from civil liability, whether direct or~~
15 ~~derivative, for providing information in good faith to the board pursuant to~~
16 ~~subsection A of this section.~~

17 C. The board shall not disclose the identity of a person who provides
18 information unless this information is essential to proceedings conducted
19 pursuant to sections 32-2045 and 32-2046 or unless required by a court.

20 Sec. 21. Section 32-2050, Arizona Revised Statutes, is amended to
21 read:

22 32-2050. Substance abuse recovery program

23 In lieu of a disciplinary proceeding prescribed by this article the
24 board may permit a licensee OR CERTIFICATE HOLDER to actively participate in
25 a board approved substance abuse recovery program if:

26 1. The board has evidence that the licensee OR CERTIFICATE HOLDER is
27 an impaired professional.

28 2. The licensee OR CERTIFICATE HOLDER has not been convicted of a
29 felony relating to a controlled substance in a court of law of the United
30 States or any other territory or country.

31 3. The licensee OR CERTIFICATE HOLDER enters into a written agreement
32 with the board for a restricted license and complies with all of the terms
33 of the agreement, including making satisfactory progress in the program and
34 adhering to any limitations on the licensee's practice imposed by the board
35 to protect the public. Failure to enter into such an agreement shall
36 activate an immediate investigation and disciplinary proceedings by the
37 board.

38 4. As part of the agreement established between the licensee OR
39 CERTIFICATE HOLDER and the board, the licensee OR CERTIFICATE HOLDER signs
40 a waiver allowing the substance abuse program to release information to the
41 board if the licensee OR CERTIFICATE HOLDER does not comply with the
42 requirements of this section or is unable to practice with reasonable skill
43 or safety.

1 Sec. 22. Section 32-2051, Arizona Revised Statutes, is amended to
2 read:

3 32-2051. Rights of consumers

4 A. The public has access to the following information:

5 1. A list of licensees and interim permit holders that includes the
6 licensee's and interim permit holder's place of practice, license or interim
7 permit number, date of license or interim permit expiration and status of
8 license OR INTERIM PERMIT.

9 2. A list of physical therapist assistants certified in this state,
10 including place of employment, certificate number, and date of certificate
11 expiration AND STATUS OF CERTIFICATE.

12 ~~3. A list of official actions taken by the board.~~

13 3. PUBLIC RECORDS.

14 B. The home addresses and telephone numbers of physical therapists and
15 physical therapist assistants are not public records and shall be kept
16 confidential by the board unless they are the only addresses and telephone
17 numbers of record.

18 C. If a referring practitioner is deriving direct or indirect
19 compensation from the referral to physical therapy the physical therapist
20 shall disclose this information in writing to the patient.

21 D. A physical therapist shall disclose in writing to a patient any
22 financial interest in products the physical therapist endorses and recommends
23 to the patient AND SHALL DOCUMENT THIS DISCLOSURE IN THE PATIENT'S RECORD.

24 E. A physical therapist shall ensure that each patient understands
25 that the patient has freedom of choice in services and products.

26 F. Information relating to the physical therapist-patient relationship
27 is confidential and shall not be communicated to a third party who is not
28 involved in that patient's care without the prior written consent of the
29 patient. The physical therapist shall divulge to the board information it
30 requires in connection with any investigation, public hearing or other
31 proceeding. The physical therapist-patient privilege does not extend to
32 cases in which the physical therapist has a duty to report information as
33 required by law. THE CONFIDENTIALITY REQUIREMENTS AND PRIVILEGES OF THIS
34 SUBSECTION ALSO APPLY TO PHYSICAL THERAPIST ASSISTANTS.

35 G. Each licensee AND CERTIFICATE HOLDER shall display a copy of the
36 licensee's license or CERTIFICATE AND current renewal verification in a
37 location accessible to public view at the licensee's place of practice. IF
38 THE LICENSEE OR CERTIFICATE HOLDER IS UNABLE TO DISPLAY THE LICENSE,
39 CERTIFICATE OR CURRENT RENEWAL VERIFICATION, THE LICENSEE OR CERTIFICATE
40 HOLDER MUST PRODUCE THAT DOCUMENTATION ON REQUEST.

41 H. THE BOARD SHALL KEEP ALL INFORMATION RELATING TO THE RECEIPT AND
42 INVESTIGATION OF COMPLAINTS FILED AGAINST A LICENSEE OR CERTIFICATE HOLDER
43 CONFIDENTIAL UNLESS THE INFORMATION IS DISCLOSED IN THE COURSE OF THE
44 INVESTIGATION OR ANY SUBSEQUENT PROCEEDING OR IF THAT INFORMATION IS REQUIRED
45 TO BE DISCLOSED BY LAW.

- 1 I. THE FOLLOWING ARE CONFIDENTIAL AND ARE NOT AVAILABLE TO THE PUBLIC:
- 2 1. PATIENT RECORDS, INCLUDING CLINICAL RECORDS, FILES, ANY REPORT OR
- 3 ORAL STATEMENT RELATING TO A DIAGNOSTIC FINDING OR TREATMENT OF A PATIENT.
- 4 2. ANY INFORMATION FROM WHICH A PATIENT OR A PATIENT'S FAMILY MIGHT
- 5 BE IDENTIFIED.
- 6 3. INFORMATION RECEIVED AND RECORDS OR REPORTS KEPT BY THE BOARD AS
- 7 A RESULT OF AN INVESTIGATION MADE PURSUANT TO THIS CHAPTER.

APPROVED BY THE GOVERNOR APRIL 27, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 27, 2004.

Passed the House April 19, 20 04,

by the following vote: 55 Ayes,

1 Nays, 4 Not Voting

Jake Flake
Speaker of the House

Norman L. Moore
Chief Clerk of the House

Passed the Senate February 5, 20 04,

by the following vote: 20 Ayes,

9 Nays, 1 Not Voting

Ken Bennett
President of the Senate

Chaimin Bellington
Secretary of the Senate

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this

_____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20____,

at _____ o'clock _____ M.

Governor of Arizona

S.B. 1098

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State

this _____ day of _____, 20____,

at _____ o'clock _____ M.

Secretary of State

SENATE CONCURS IN HOUSE AMENDMENTS
AND FINAL PASSAGE

Passed the Senate April 22, 2004,

by the following vote: 28 Ayes,

1 Nays, 1 Not Voting

Ken Blumenthal
President of the Senate
Chaimin Bellington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

22nd day of April, 2004

at 3:22 o'clock P. M.

Jennifer Ibarra
Secretary to the Governor

Approved this 27 day of

April, 2004,

at 2³⁰ o'clock P. M.

Jon R. Noriega
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 27 day of April, 2004.

at 4:18 o'clock P. M.

Janice K. Brewer
Secretary of State

S.B. 1098